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Office of Health Planning



GEORGIA DEPARTMENT
OF COMMUNITY HEALTH

CERTIFICATE OF NEED

Tracking And Appeals Report

May 3, 2023 – May 9, 2023

Please Note DCH Has Moved:

Georgia Department of Community Health
Office of Health Planning
2 Martin Luther King Jr. Drive SE
East Tower, 16th Floor
Atlanta, Georgia 30334

(404) 656-0409

(404) 656-0442 Fax

www.dch.georgia.gov

IMPORTANT NOTICES

Letters of Intent

LOI2023020 Atlanta Neuroscience Institute Inc. d/b/a Atlanta Neuroscience Institute

Acquisition of MRI Scanner

Received: 4/10/2023

Application must be submitted on: 5/10/2023

Site: 3200 Downwood Circle, NW, Suite 550, Atlanta, GA 30327 (Fulton County)

Estimated Cost: \$3,127,444

LOI2023021 Northeast Georgia Physicians Group, Inc. d/b/a Northeast Georgia Physicians Group - Toccoa

Replacement of CT Scanner

Received: 4/18/2023

Application must be submitted on: 5/18/2023

Site: 274 Big A Road, Toccoa, GA 30577 (Stephens County)

Estimated Cost: \$400,000

LOI2023022 Doctors Hospital of Augusta, LLC

Addition of Two Floors and 34 Beds to Burn Tower

Received: 4/24/2023

Application must be submitted on: 5/24/2023

Site: 3651 Wheeler Road, Augusta, GA 30909 (County)

Estimated Cost: \$83,000,000

Letters of Intent – Batching

Basic Perinatal

LOI2023032 Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center – South Hall Campus

Expand Obstetrical Services in SSDR 2

Received: 5/1/2023

Application must be submitted on: 5/30/2023

Site: 1400 River Place, Braselton, GA 30517 (Hall County)

Estimated Cost: \$1,000,000

LOI2023035 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth

Expand Obstetrical Services in SSDR 2

Received: 5/1/2023

Application must be submitted on: 5/30/2023

Site: 1200 Northside Forsyth Drive, Cumming, GA 30041 (Forsyth County)

Estimated Cost: \$11,000,000

Home Health

LOI2023023 Faith Medical Agency LLC

Establish Home Health Service in SSDR 3

Received: 5/1/2023

Application must be submitted on: 5/30/2023

Site: 1590 Phoenix Blvd, Suite 260, Atlanta, GA 30349 (Clayton County)

Estimated Cost: \$40,000

LOI2023024 ARAA Home Health Agency LLC

Establish Home Health Service in SSDR 3

Received: 5/1/2023

Application must be submitted on: 5/30/2023

Site: 10 Glenlake Parkway, Ste 130, Atlanta, GA 30328 (Fulton County)

Estimated Cost: \$50,000

LOI2023025 Five Points Healthcare of GA, LLC d/b/a Aveanna Home Health

Expand Home Health Services in SSDR 3

Received: 5/1/2023

Application must be submitted on: 5/30/2023

Site: 2825 Breckinridge Blvd, Suite 100, Duluth, GA 30096 (Gwinnett County)

Estimated Cost: \$10,000

LOI2023026 Axzons Homecare Ltd.

Establish Home Health Service in SSDR 8

Received: 5/1/2023

Application must be submitted on: 5/30/2023

Site: 1201 Front Avenue, Suite N, Columbus, GA 31901 (Muscogee County)

Estimated Cost: \$100,000

LOI2023027 Axzons Homecare Ltd.

Establish Home Health Service in SSDR 3

Received: 5/1/2023 **Application must be submitted on:** 5/30/2023

Site: 3715 Northside Parkway NW, Building 100, Atlanta, GA 30327 (Fulton County)

Estimated Cost: \$100,000

LOI2023028 Axzons Homecare Ltd.

Establish Home Health Service in SSDR 1

Received: 5/1/2023 **Application must be submitted on:** 5/30/2023

Site: 101 Old Mill Road, Cartersville, GA 30120 (Bartow County)

Estimated Cost: \$100,000

LOI2023029 ProHealth Home Health-Georgia, LLC

Establish Home Health Service in SSDR 3

Received: 5/1/2023 **Application must be submitted on:** 5/30/2023

Site: 2265 Roswell Rd., Suite 39, Marietta, GA 30062 (Cobb County)

Estimated Cost: \$100,000

LOI2023030 ProHealth Home Health-Georgia, LLC

Establish Home Health Service in SSDR 1

Received: 5/1/2023 **Application must be submitted on:** 5/30/2023

Site: 135 East Felton Rd., Suite 141, Cartersville, GA 30120 (Bartow County)

Estimated Cost: \$100,000

LOI2023031 Ultra Care of Georgia, Inc.

Expand Home Health Services in SSDR 8

Received: 5/1/2023 **Application must be submitted on:** 5/30/2023

Site: 5280 Veterans Parkway, Suite 109, Columbus, GA 31904 (Muscogee County)

Estimated Cost: \$40,000

LOI2023033 PruittHealth Home Health, Inc. d/b/a PruittHealth @ Home - Gainesville

Expand Home Health Services in SSDR 1

Received: 5/1/2023 **Application must be submitted on:** 5/30/2023

Site: 39 Rivers Drive NE, Rome, GA 30161 (Floyd County)

Estimated Cost: \$10,000

LOI2023034 PruittHealth Home Health, Inc.

Establish Home Health Service in SSDR 8

Received: 5/1/2023 **Application must be submitted on:** 5/30/2023

Site: 1500 E. Forsyth Street, Suite 22, Americus, GA 31709 (Sumter County)

Estimated Cost: \$75,000

LOI2023036 Hospital Authority of Miller County d/b/a Miller County Hospital and Miller Nursing Home

Expand Home Health Services in SSDR 8

Received: 5/1/2023 **Application must be submitted on:** 5/30/2023

Site: 209 N Cuthbert Street, Colquitt, GA 39837 (Miller County)

Estimated Cost: \$75,000

LOI2023038 FMA Healthcare LLC

Establish Home Health Service in SSDR 3

Received: 5/1/2023 **Application must be submitted on:** 5/30/2023

Site: 1590 Phoenix Blvd., Suite 100, Atlanta, GA 30349 (Clayton County)

Estimated Cost: \$45,000

LOI2023039 Executive Home Medical Services

Establish Home Health Service in SSDR 3

Received: 5/1/2023 **Application must be submitted on: 5/30/2023**
Site: 2455 Belle Patrice Dr., Cumming, GA 30041 (Forsyth County)
Estimated Cost: \$125,000

LOI2023040 AMOR Home Health Care LLC

Establish Home Health Service in SSDR 3

Received: 5/1/2023 **Application must be submitted on: 5/30/2023**
Site: 490 Bradley Drive, Suite D, Fayetteville, GA 30214 (Fayette County)
Estimated Cost: \$10,000

LOI2023041 Complete Nursing Care LLC

Establish Home Health Service in SSDR 3

Received: 5/1/2023 **Application must be submitted on: 5/30/2023**
Site: 8305 Office Park Dr Ste-C, Douglasville, GA 30134 (Douglas County)
Estimated Cost: \$0

LOI2023042 Janella's House of Nursing

Establish Home Health Service in SSDR 3

Received: 5/1/2023 **Application must be submitted on: 5/30/2023**
Site: 1423 Stockbridge Road, Suite 4, Jonesboro, GA 30236 (Clayton County)
Estimated Cost: \$1,000

LOI2023043 Unlimited Home Health Agency

Establish Home Health Service in SSDR 3

Received: 5/1/2023 **Application must be submitted on: 5/30/2023**
Site: 7268 Center Street, Lithonia, GA 30058 (DeKalb County)
Estimated Cost: \$0

LOI2023044 Tender Hands Private Homecare Inc

Establish Home Health Service

Received: 5/1/2023 **Application must be submitted on: 5/30/2023**
Site: 461 W Crogan St, Lawrenceville, GA 30046 (Gwinnett County)
Estimated Cost: \$350,000

LOI2023045 American Hearts & Home LLC d/b/a American Hearts & Home

Establish Home Health Service

Received: 5/1/2023 **Application must be submitted on: 5/30/2023**
Site: 277 Lakeview Lane, Hiram, GA 30141 (Paulding County)
Estimated Cost: \$10,000

LOI2023046 Eagles Wings Healthcare Services LLC

Establish Home Health Service

Received: 5/1/2023 **Application must be submitted on: 5/30/2023**
Site: 2540 Turtle Terrace, Grayson, GA 30017 (Gwinnett County)
Estimated Cost: \$700,000

LOI2023047 Howard Homes LLC

Establish Home Health Service

Received: 5/1/2023 **Application must be submitted on: 5/30/2023**
Site: 1579 Monroe Drive Ste 153, Atlanta, GA 30324 (Fulton County)
Estimated Cost: \$0

LOI2023048 Kenkwo Healthcare Inc d/b/a Kenkwo Homecare

Establish Home Health Service in SSDR 3

Received: 5/1/2023 **Application must be submitted on: 5/30/2023**
Site: 5755 North Point Pkwy, Suite 59, Alpharetta, GA 30022 (Fulton County)
Estimated Cost: \$5,000

LOI2023049 Peachtree Home Health, LLC d/b/a BridgeWay Home Health NE

Establish Home Health Service in SSDR 1

Received: 5/1/2023 **Application must be submitted on: 5/30/2023**

Site: TBD, TBD, GA 00000 (NA County)

Estimated Cost: \$145,000

LOI2023050 R and E Healthcare

Establish Home Health Service

Received: 5/1/2023 **Application must be submitted on: 5/30/2023**

Site: 1315 Milstead Road NE, Conyers, GA 30012 (Rockdale County)

Estimated Cost: \$95,000

LOI2023051 Ultimate Health Services

Establish Home Health Service

Received: 5/1/2023 **Application must be submitted on: 5/30/2023**

Site: 1895 Phoenix Blvd, Suite 108, College Park, GA 30349 (Fulton County)

Estimated Cost: \$0

Newborn ICU/ Neonatal INT

LOI2023037 Crisp Regional Hospital, Inc.

Establish Neonatal Intermediate Service in SSDR 8

Received: 5/1/2023 **Application must be submitted on: 5/30/2023**

Site: 902 N. 7th Street, Cordele, GA 31015 (Crisp County)

Estimated Cost: \$125,000

Expired Letters of Intent

none

Withdrawn CON Applications

none

New CON Applications

2023-022 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett

Development of Outpatient Diagnostic Services

Filed: 5/3/2023

Site: 2800 Buford Drive, Buford, GA 30519 (Gwinnett County)

Contact: Brian J. Toporek, Senior Planner 404-851-6821

Estimated Cost: \$20,797,326

Pending Review/Incomplete Applications

2023-020 Rehabilitation Hospital of Columbus, LLC

Cost Overrun for CON2020-036

Filed: 4/21/2023 Deemed Incomplete: 5/3/2023

Site: 8301 Veterans Parkway, Columbus, GA 31909 (Muscogee County)

Contact: Susan Lyerly, Assoc. Gen. Counsel 205-969-4528

Estimated Cost: \$41,257,037

2023-021 Southeast Georgia Health Services, LLC d/b/a Memorial Satilla Health

Cost Overrun for CON2020-007

Filed: 4/24/2023 Deemed Incomplete: 5/8/2023

Site: 2500 Satilla Parkway, Waycross, GA 31501 (Ware County)

Contact: Christopher Kovacs, Chief Operating Officer 912-287-2501

Estimated Cost: \$754,217

Pending Review/Complete Applications

2022-060 LaFayette Imaging, LLC d/b/a LaFayette Imaging Center

Establishment of Freestanding DTRC

Filed: 11/7/2022 Deemed Incomplete: 11/21/2022 Deemed Complete: 1/19/2023

60th Day Deadline: 3/19/2023

Decision Deadline: 5/18/2023

Site: 1015 LaFayette Parkway, Suite 120, LaGrange, GA 30241 (Troup County)

Contact: Takia Oglesby, M.D., Sole Owner/Managing Member 706-610-4856

Estimated Cost: \$3,011,561

2022-085 Piedmont Henry Hospital, Inc. d/b/a Piedmont Henry Hospital

Addition of 96 Short-Stay General Hospital Beds

Filed: 12/27/2022 Deemed Incomplete: 1/9/2023 Deemed Complete: 1/12/2023

60th Day Deadline: 3/12/2023

Decision Deadline: 5/11/2023

Site: 1133 Eagle's Landing Parkway, Stockbridge, GA 30281 (Henry County)

Contact: Wesley James, CFO 678-604-5578

Estimated Cost: \$197,189,646

2023-002 First Look MRI Braselton, LLC

Replacement of Existing MRI Scanner

Filed: 1/17/2023 Deemed Complete: 1/31/2023

60th Day Deadline: 3/31/2023

Decision Deadline: 5/30/2023

Site: 1980 Friendship Road, Suite 102, Hoschton, GA 30548 (Hall County)

Contact: Brian Gay M.D., Owner 678-316-2677

Estimated Cost: \$1,320,000

2023-004 Crisp Regional Hospital, Inc. d/b/a Crisp Regional Health Services

Expansion and Renovation of Surgical Department

Filed: 2/2/2023 Deemed Complete: 2/16/2023

60th Day Deadline: 4/16/2023

Decision Deadline: 6/15/2023

Site: 902 N. 7th Street, Cordele, GA 31015 (Crisp County)

Contact: Steven L. Gautney, CEO 229-276-3300

Estimated Cost: \$19,638,000

2023-005 Fayette Community Hospital, Inc. d/b/a Piedmont Fayette Hospital

Establishment of Mobile PET Services - Batching

Filed: 2/20/2023 Deemed Complete: 2/20/2023

60th Day Deadline: 4/20/2023

Decision Deadline: 6/19/2023

Site: 1255 Highway 54 West, Fayetteville, GA 30214 (Fayette County)

Contact: Scott Wolfe, CFO 770-719-7073

Estimated Cost: \$50,000

2023-006 Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center – South Hall Campus

Establishment of Mobile PET/CT Services at South Hall Campus - Batching

Filed: 2/20/2023 Deemed Complete: 2/20/2023

60th Day Deadline: 4/20/2023

Decision Deadline: 6/19/2023

Site: 1515 River Place, Braselton, GA 30517 (Hall County)

Contact: Linda Berger, Director of Planning 770-219-6631

Estimated Cost: \$2,000,000

2023-007 EHCA Johns Creek LLC d/b/a Emory Johns Creek Hospital

Establishment of Non-Special MegaVoltage Radiation Therapy Services - Batching

Filed: 2/20/2023 Deemed Complete: 2/20/2023

60th Day Deadline: 4/20/2023

Decision Deadline: 6/19/2023

Site: 6335 Hospital Parkway, Johns Creek, GA 30097 (Fulton County)

Contact: Laurie Hansen, VP of Operations 678-474-7012

Estimated Cost: \$20,610,562

2023-008 Columbus Memory Center, P.C. d/b/a Columbus Memory Center

Establishment of Mobile PET Services - Batching

Filed: 2/20/2023 Deemed Complete: 2/20/2023

60th Day Deadline: 4/20/2023

Decision Deadline: 6/19/2023

Site: 7196 North Lake Drive, Columbus, GA 31909 (Muscogee County)

Contact: Jonathan Liss, MD, Chief Executive Officer 706-327-4000

Estimated Cost: \$150,000

**2023-009 Augusta Oncology Associates, P.C. d/b/a Augusta Oncology
Multispecialty Clinic**

Establishment of Non-Special MegaVoltage Radiation Therapy Service - Batching

Filed: 2/20/2023 Deemed Complete: 2/20/2023

60th Day Deadline: 4/20/2023

Decision Deadline: 6/19/2023

Site: 1125 Interstate Pkwy, Augusta, GA 30909 (Richmond County)

Contact: Traci M. Duffie, CEO 706-736-1830

Estimated Cost: \$9,590,668

2023-010 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett

Acquisition of PET/CT Unit - Batching

Filed: 2/20/2023 Deemed Complete: 2/20/2023

60th Day Deadline: 4/20/2023

Decision Deadline: 6/19/2023

Site: 2200 Medical Center Boulevard, Lawrenceville, GA 30046 (Gwinnett County)

Contact: Brian J. Toporek, Senior Planner 404-851-6821

Estimated Cost: \$4,637,339

2023-011 University Cancer & Blood Center, LLC

Addition of PET/CT Unit - Batching

Filed: 2/20/2023 Deemed Complete: 2/20/2023

60th Day Deadline: 4/20/2023

Decision Deadline: 6/19/2023

Site: 3320 Old Jefferson Road, Bldg 700, Athens, GA 30607 (Clarke County)

Contact: Loretta Goodson, CEO 706-353-5016

Estimated Cost: \$2,841,910

**2023-012 Piedmont Mountainside Hospital, Inc. d/b/a Piedmont Mountainside
Hospital**

Addition of 14 Short-Stay General Hospital Beds

Filed: 3/9/2023 Deemed Incomplete: 3/23/2023 Deemed Complete: 4/18/2023

60th Day Deadline: 6/16/2023

Decision Deadline: 8/15/2023

Site: 1266 Highway 515 South, Jasper, GA 30143 (Pickens County)

Contact: Lindsay Gard, Exec. Director/CFO 706-299-5110

Estimated Cost: \$13,600,000

2023-013 The Medical Center, Inc. d/b/a Piedmont Columbus Regional Midtown

Upgrade and Reconfiguration of Inpatient Beds

Filed: 3/17/2023 Deemed Incomplete: 3/31/2023 Deemed Complete: 4/21/2023

60th Day Deadline: 6/19/2023

Decision Deadline: 8/18/2023

Site: 710 Center Street, Columbus, GA 31901 (Muscogee County)

Contact: Allen Holladay, Chief Financial Officer 706-660-6194

Estimated Cost: \$45,840,002

2023-014 Youth Villages, Inc. d/b/a Youth Villages - Inner Harbour Campus

Construction of Five Residential Cottages

Filed: 3/27/2023 **Deemed Complete:** 4/6/2023

60th Day Deadline: 6/4/2023

Decision Deadline: 8/3/2023

Site: 4685 Dorsett Shoals Road, Douglasville, GA 30135 (Douglas County)

Contact: Tanya L. Anderson, MS, LPC, Executive Director 770-852-6238

Estimated Cost: \$28,333,000

2023-015 Grady Memorial Hospital Corporation d/b/a Grady Health System

Renovation to Set Up and Staff Existing Licensed Beds

Filed: 3/30/2023 **Deemed Incomplete:** 3/30/2023 **Deemed Complete:** 3/30/2023

60th Day Deadline: 5/28/2023

Decision Deadline: 7/27/2023

Site: 80 Jesse Hill, Jr. Drive, SE, Atlanta, GA 30303 (Fulton County)

Contact: Shannon Sale, Chief Strategy Officer 404-616-7029

Estimated Cost: \$130,015,000

2023-016 Medlink Georgia, Inc.

Development of Freestanding DTRC

Filed: 3/31/2023 **Deemed Incomplete:** 4/14/2023 **Deemed Complete:** 4/24/2023

60th Day Deadline: 6/22/2023

Decision Deadline: 8/21/2023

Site: 112 Banks Road, Commerce, GA 30521 (Banks County)

Contact: Arthur K. Gorman, Director of Imaging Services 706-338-5000

Estimated Cost: \$867,000

2023-017 Emory University d/b/a Emory University Hospital Midtown

Addition of 42 Short-Stay General Acute Care Beds

Filed: 4/5/2023 **Deemed Incomplete:** 4/5/2023 **Deemed Complete:** 4/18/2023

60th Day Deadline: 6/16/2023

Decision Deadline: 8/15/2023

Site: 550 Peachtree Street, NE, Atlanta, GA 30308 (Fulton County)

Contact: Daniel Owens, CEO 404-686-2010

Estimated Cost: \$50,000

Recently Approved Applications

none

Recently Denied Applications

none

Appealed Determinations

DET2019-050 Kennestone Hospital, Inc. d/b/a WellStar Windy Hill ("WellStar Windy Hill") Request for Letter of Determination received on 3/15/2019, regarding a determination that existing beds would revert back to short-stay beds upon relinquishment of its Medicare certification as a long-term care hospital.

Agency Decision: Denied on 8/21/2019.

Appealed: WellStar Windy Hill filed request for Administrative Appeal on 09/19/2019. Emory University d/b/a Emory University Hospital Smyrna and Saint Joseph's Hospital of Atlanta, Inc. d/b/a Emory Saint Joseph's Hospital (collectively "Emory") filed notice of intent to participate in and intervene in WellStar Windy Hill's administrative hearing, 9/19/2019.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: N/A

Hearing Decision: Hearing Officer denied WellStar Windy Hill's Motion for Summary Adjudication and affirmed the Department's 8/21/2019 determination, 10/2/2020. WellStar Windy Hill requests Commissioner Review, 11/2/2020.

Commissioner Review Decision: Affirmed Hearing Officer's 10/2/2020 decision to deny WellStar Windy Hill's Motion for Summary Adjudication, 12/1/2020. WellStar Windy Hill filed Petition for Judicial Review, 12/31/2020.

Superior Court of Cobb County: Court grants Windy Hill's Petition for Judicial Review and reverses Final Order of the Department, 5/24/21. Emory files Application for Discretionary Appeal in the Court of Appeals of Georgia, 6/21/2021. Department files application for Discretionary Appeal in the Court of Appeals of Georgia, 6/23/2021.

Court of Appeals: Grants Department's Application for Discretionary Appeal, 7/15/2021. Reverses Superior Court of Cobb County's 5/24/21 judgment granting Windy Hill's Petition for Judicial Review and reversing Final Order of the Department, 6/29/2022. WellStar Windy Hill files Notice of Intention to Petition for Writ of Certiorari, 7/10/2022. WellStar Windy Hill's Petition for Writ of Certiorari filed in the Georgia Supreme Court, 7/19/2022.

Supreme Court: Grants WellStar Windy Hill's Petition for Writ of Certiorari, 5/2/2023.

DET-EQT2022-009 AICA Clinics-Macon, P.C. Request for Letter of Determination received on 1/25/2022, regarding the acquisition of a GE 1.5T Excite HD MRI and a GE Brightspeed 16 Elite CT Scanner.

Agency Decision: Denied on 4/25/2022

Appealed: AICA Clinics – Macon, P.C. ("AICA-Macon") files Request for Administrative Appeal on 5/24/2022.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: Pending

DET2022-042 Resurgens East Surgery Center, LLC Request for Letter of Determination received on 2/18/2022, regarding restructuring a single group practice of physicians.

Agency Decision: Approved on 5/20/2022

Appealed: Georgia Alliance of Community Hospitals (the "Alliance") files Request for Administrative Appeal on 6/17/2022.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: Pending

DET2022-043 Resurgens Fayette Surgery Center, LLC Request for Letter of Determination received on 2/18/2022, regarding restructuring a single group practice of physicians.

Agency Decision: Approved on 5/20/2022

Appealed: Georgia Alliance of Community Hospitals (the "Alliance") files Request for Administrative Appeal on 6/17/2022.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: Pending

DET2022-044 Orthopedic South Surgical Partners, LLC Request for Letter of Determination received on 2/18/2022, regarding restructuring a single group practice of physicians.

Agency Decision: Approved on 5/20/2022

Appealed: Georgia Alliance of Community Hospitals (the "Alliance") files Request for Administrative Appeal on 6/17/2022.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: Pending

DET2022-045 Lawrenceville Surgery Center, LLC Request for Letter of Determination received on 2/18/2022, regarding restructuring a single group practice of physicians.

Agency Decision: Approved on 5/20/2022

Appealed: Georgia Alliance of Community Hospitals (the "Alliance") files Request for Administrative Appeal on 6/17/2022.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: Pending

DET2022-046 Northwest Georgia Orthopaedic Surgery Center, L.L.C. Request for Letter of Determination received on 2/18/2022, regarding restructuring a single group practice of physicians.

Agency Decision: Approved on 5/20/2022

Appealed: Georgia Alliance of Community Hospitals (the "Alliance") files Request for Administrative Appeal on 6/17/2022.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: Pending

DET2022-047 Roswell Surgery Center, L.L.C. Request for Letter of Determination received on 2/18/2022, regarding restructuring a single group practice of physicians.

Agency Decision: Approved on 5/20/2022

Appealed: Georgia Alliance of Community Hospitals (the "Alliance") files Request for Administrative Appeal on 6/17/2022.
Hearing Officer: Dr. L. Lynn Hogue
Hearing Date: Pending

DET-EQT2022-035 Allegiance Imaging and Radiology, LLC Request for Letter of Determination received on 4/5/2022, regarding additional locations for mobile MRI.

Agency Decision: Denied on 7/27/2022

Appealed: Allegiance Imaging and Radiology, LLC ("Allegiance") files Request for Administrative Appeal on 8/19/2022.

Hearing Officer: Melvin M. Goldstein, Esq.

Hearing Date: Pending

DET-ASC2022-021 Athens Orthopedic Clinic Ambulatory Surgery Center-SPARC, LLC Request for Letter of Determination received on 9/16/2022, regarding the establishment of a Single Specialty Ambulatory Surgical Center.

Agency Decision: Approved on 3/15/2023

Appealed: Piedmont Athens Regional Medical Center, Inc. ("PARMC") files Request for Administrative Appeal on 3/31/2023.

Hearing Officer: Melvin M. Goldstein, Esq.

Hearing Date: Pending

Appealed LNRs

none

Appealed CON Projects

2018-072 Braselton ASC, LLC (Hall)

2018-073 Braselton Surgical Specialist Center, LLC ("BSSC") (Hall)

2018-072 Establish Multi-Specialty Freestanding ASC with Four ORs and Two Procedure Rooms

2018-073 Establish Multi-Specialty Freestanding ASC with Three ORs and One Procedure Room

Agency Decision: GA2018072 - Approved, 3/25/2019 GA2018073 - Denied, 3/25/2019.

Appealed by: Braselton Surgical Specialist Center, LLC ("BSSC"), 4/24/2019;

Piedmont Athens Regional Medical Center, Inc. d/b/a Piedmont Athens Regional Medical Center ("Piedmont Athens"), 4/24/2019; Northside Hospital, Inc. d/b/a Northside Hospital Cherokee ("NHC"), 4/24/2019; Northside Hospital, Inc. d/b/a Northside Alpharetta Surgery Center ("NASC"), 4/24/2019. Piedmont Athens withdrew its Appeal of GA2018-072 on 11/7/19.

Request to Intervene in 2018-072: Braselton ASC, LLC ("Braselton ASC"), 4/24/2019.

2018-073 denial: Braselton Surgical Specialist Center, LLC ("BSSC") appeals the denial of their application, 2018073, 4/24/2019;

Requests to Intervene in 2018-073: Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center - Main Campus ("NGMC-Main Campus"), 4/24/2019; Braselton ASC, LLC ("Braselton ASC"), 4/24/2019; Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-South Hall Campus ("NGMC-South Hall Campus"), 4/24/2019; NGMC Barrow, LLC d/b/a Northeast Georgia Medical Center-Barrow ("NGMC-Barrow"), 4/24/2019; Piedmont Athens Regional Medical Center, Inc. d/b/a Piedmont Athens Regional Medical Center ("Piedmont Athens"), 4/24/2019. Piedmont Athens withdrew Request to Intervene 11/7/19.

Hearing Officer: Melvin M. Goldstein, Esq.

Hearing Date: 6/16-18-2021, 9:00 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer affirms Department's decision to grant a CON to Braselton ASC and reverses Department's decision to deny BSSC's application, ordering the Department to issue a CON to both projects, 10/22/2021. Braselton ASC, NGMC-South Hall Campus, NGMC-Main Campus, and NGMC Barrow file for Commissioner Review, 11/22/2021.

Commissioner Review Decision: Affirms Hearing Officer's 10/22/2021 decision to issue a CON to both projects, 12/22/2021. Braselton ASC, NGMC-South Hall Campus, NGMC-Main Campus, and NGMC Barrow file Petition for Judicial Review in Superior Court of Hall County, 1/20/2022.

Superior Court of Hall County: Denies Braselton ASC's, NGMC-South Hall Campus's, NGMC-Main Campus's, and NGMC Barrow's Petition for Judicial Review and affirms 12/22/2021 Commissioner Review decision to grant a CON to BSSC, 6/15/2022. Braselton ASC, NGMC-South Hall Campus, NGMC-Main Campus, and NGMC Barrow file Application for Discretionary Appeal in the Georgia Court of Appeals, 7/15/2022.

Court of Appeals: Grants Braselton ASC's, NGMC-South Hall Campus', NGMC-Main Campus', and NGMC Barrow's Application for Discretionary Appeal, 8/8/2022. Affirms Superior Court's denial of Braselton ASC's, NGMC-South Hall Campus', NGMC-Main Campus', and NGMC Barrow's Petition for Judicial Review, 5/3/2023.

2020-002 Doctors Hospital of Augusta, LLC (Columbia)

Construction of Freestanding Emergency Department

Agency Decision: Approved, 6/1/2020

Appealed By: AU Medical Center, Inc. ("AUMC"), 6/22/2020; University Health Services, Inc. ("University"), 6/30/2020

Hearing Officer: Melvin M. Goldstein, Esq.

Hearing Date: 3/8-12/2021, 9:30 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer reverses the Department's decision to grant a CON to Doctors Hospital of Augusta, LLC, 12/8/2020. Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta ("Doctors") requests Commissioner Review, 12/21/2020. The Department requests Commissioner Review, 1/7/2021. Hearing Officer reverses the Department's decision to grant a CON to Doctors Hospital of Augusta, LLC, 6/23/2021. Doctors requests Commissioner Review, 7/23/2021. The Department requests Commissioner Review, 7/23/2021.

Commissioner Review Decision: Reverses Hearing Officer's 12/8/2020 decision granting AUMC's Motion for Summary Determination or In The Alternative For Remand; remands the matter to the Department to resume proceedings before a Hearing Officer consistent with the CON Administrative Hearing process, 2/5/2021. Reverses Hearing Officer's 6/23/2021 decision to deny a CON to Doctors and reinstates the Department's approval of CON Project No. GA 2020-002, 8/20/2021. AUMC files Petition for Judicial Review, 9/16/2021.

Superior Court of Fulton County: Denies AUMC's Petition for Judicial Review and affirms the Department's approval of CON Project No. GA 2020-002, 12/23/2021. AUMC files Application for Discretionary Review in the Georgia Court of Appeals, 1/18/2022.

Court of Appeals: Grants AUMC's Application for Discretionary Appeal, 2/8/2022. Affirms Superior Court of Fulton County's 12/23/2021 decision and affirms the Department's approval of CON Project No. GA 2020-002, 10/26/2022. AUMC files Motion for Reconsideration, 11/3/2022. Denies AUMC's Motion for Reconsideration, 11/9/2022.

AUMC files Petition for Certiorari in the Georgia Supreme Court, 11/28/2022.

Supreme Court: Pending

2020-003 Coliseum Medical Centers (Houston)

Construction of Freestanding Emergency Department

Agency Decision: Approved, 6/9/2020

Appealed By: The Medical Center of Central Georgia, Inc. d/b/a The Medical Center, Navicent Health ("The Medical Center"), 6/25/2020; The Medical Center of Peach County, Inc. d/b/a Medical Center of Peach County, Navicent Health ("Peach"), 6/25/2020; Houston Hospitals, Inc. d/b/a Houston Medical Center ("Houston"), 7/1/2020; Houston Hospitals, Inc. d/b/a Perry Hospital ("Perry Hospital"), 7/1/2020

Hearing Officer: William C. Joy, Esq.

Hearing Date: 11/9-10/2020, 11/12-13/2020, 9:30 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer reverses the Department's decision to grant a CON to Coliseum Medical Centers, 2/25/2021. Coliseum Medical Centers ("Coliseum") files for Commissioner Review, 3/26/2021. The Department requests Commissioner Review, 3/26/2021.

Commissioner Review Decision: Reverses Hearing Officer's 2/25/2021 decision to deny a CON to Coliseum and reinstates the Department's approval of CON Project No. GA 2020-003, 4/26/2021. Houston files Petition for Judicial Review in Superior Court of Houston County, 5/26/2021. The Medical Center files Petition for Judicial Review in Superior Court of Bibb County, 5/26/2021. Peach files Petition for Judicial Review in Superior Court of Peach County, 5/26/2021. Reverses Hearing Officer's 2/25/2021 decision to deny a CON to Coliseum and reinstates the Department's approval of CON Project No. GA 2020-003, 1/27/2023. Houston files Petition for Judicial Review on Remand in Superior Court of Houston County, 2/23/2023. Peach files Petition for Judicial Review on Remand in Superior Court of Peach County, 2/27/2023.

Superior Court of Bibb County: The Medical Center files Notice of Voluntary Dismissal of Petition for Judicial Review, 6/25/2021.

Superior Court of Peach County: Denies Department's Motion to Transfer, 7/22/2021. Grants Peach's Petition for Judicial Review and reverses Commissioner's 4/26/2021 decision, and denies Coliseum's CON, 11/10/2021. The Department files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/10/2021. Coliseum files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/10/2021. Vacates Department's final decision and remands the case to the Department, 11/23/2022.

Superior Court of Houston County: Denies Department's Motion to Transfer, 7/31/2021. Grants Houston's Petition for Judicial Review, reverses Commissioner's 4/26/2021 decision, and denies Coliseum's CON, 11/4/2021. The Department files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/6/2021. Coliseum files Application for

Discretionary Appeal in the Georgia Court of Appeals, 12/6/2021. Vacates Department's final decision and remands the case to the Department, 11/22/2022.

Court of Appeals: Grants the Department's Application for Discretionary Appeal, 12/30/2021 (Houston). Grants Coliseum's Application for Discretionary Appeal, 1/4/2022. (Houston). Grants the Department's Application for Discretionary Appeal, 1/7/2022 (Peach). Grants Coliseum's Application for Discretionary Appeal, 1/7/2022 (Peach). Vacates Superior Court of Houston County and Superior Court of Peach County decisions with instructions to remand the case to the Department, 10/26/2022.

2020-004 Savannah Health Services, LLC dba Memorial Health University Medical Ctr (Bryan)

2020-005 Savannah Health Services, LLC dba Memorial Health University Medical Ctr (Chatham)

2020-004 Construction of Freestanding Emergency Department

2020-005 Construction of Freestanding Emergency Department

Agency Decision: 2020-004 Approved, 6/11/2020 2020-005 Approved, 6/8/2020

Appealed By: 2020-004 Candler Hospital, Inc. ("Candler"), 6/25/2020; St. Joseph's Hospital, Inc. ("St. Joseph's"), 6/25/2020; Hospital Authority of Liberty County d/b/a Liberty Regional Medical Center ("Liberty"), 6/26/2020. 2020-005 Candler Hospital, Inc. ("Candler"), 6/25/2020; St. Joseph's Hospital, Inc. ("St. Joseph's"), 6/25/2020; Effingham Hospital Inc. ("Effingham"), 6/29/2020.

Hearing Officer: David C. Will, Esq.

Hearing Date: 1/19-22/2021, 1/25-28/2021, 9:30 A.M. / Remote Video Conference; 1/20-21/2022, 1/24-28/2022, 1/31/2022, 2/1/2022, 9:00 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer grants St. Joseph's/Candler's Motion for Summary Adjudication and reverses DCH's award of CONs to Savannah Health Services, LLC d/b/a Memorial Health University Medical Ctr, 1/26/2021. Savannah Health Services, LLC d/b/a Memorial Health University Medical Ctr files for Commissioner Review, 2/25/2021.

Commissioner Review Decision: Reverses Hearing Officer's 1/26/2021 decision granting SJC's Motion for Summary Adjudication; remands the matter to the Department to resume proceedings before a Hearing Officer consistent with the CON Administrative Hearing process, 3/26/2021.

2020-015 Northside Hospital Gwinnett (Gwinnett)

Establish Hospital-Based Radiation Therapy Services on Campus - Batching

Agency Decision: Approved, 6/16/2020

Appealed By: Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-Main Campus ("NGMC-Main Campus"), 7/14/2020; Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-South Hall Campus ("NGMC-South Hall"), 7/14/2020; RCOG Cancer Centers, LLC d/b/a Gwinnett County Radiation Oncology Center - Lawrenceville ("RCOG-Lawrenceville"), 7/14/2020; RCOG Cancer Centers, LLC d/b/a Gwinnett County Radiation Therapy Center - Snellville ("RCOG-Snellville"), 7/14/2020; Vantage Cancer Centers of Georgia, LLC d/b/a Vantage Oncology Cancer Center at Lawrenceville ("Vantage-Lawrenceville"), 7/14/2020.

Hearing Officer: Melvin M. Goldstein, Esq.

Hearing Date: 12/7-11/2020, 12/14-18/2020, 9:00 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer reverses the Department's decision to grant a CON to Northside Hospital Gwinnett, 4/21/2021. Northside Hospital Gwinnett files for Commissioner Review, 5/21/2021.

Commissioner Review Decision: Reverses Hearing Officer's 4/21/2021 decision to deny a CON to Northside Hospital Gwinnett and reinstates the Department's approval of CON Project No. GA 2020-015, 6/18/2021. Vantage-Lawrenceville, RCOG-Lawrenceville, and RCOG-Snellville file Petition for Judicial Review in Superior Court of Gwinnett County, 7/16/2021. NGMC-Main Campus and NGMC-South Hall file Petition for Judicial Review in Superior Court of Hall County, 7/16/2021.

Superior Court of Gwinnett County: Denies Vantage-Lawrenceville's, RCOG-Lawrenceville's, and RCOG-Snellville's Petition for Judicial Review and affirms 6/18/2021 Commissioner Review decision, 11/24/2021.

Superior Court of Hall County: Grants NGMC-Main Campus and NGMC-South Hall's Petition for Judicial Review and reverses 6/18/2021 Commissioner Review decision, denying Northside Hospital Gwinnett a Certificate of Need, 12/1/2021. Northside Hospital Gwinnett files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/31/2021. The Department files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/31/2021.

Court of Appeals: Grants Northside Hospital Gwinnett's Application for Discretionary Appeal, 1/21/2022. Affirms Superior Court of Gwinnett County's 11/24/2021 judgment and reverses Superior Court of Hall County's 12/1/2021 judgment, granting a CON to Northside Hospital Gwinnett, 10/26/2022. NGMC-Main Campus and NGMC-South Hall file Consolidated Petition for Writ of Certiorari in the Georgia Supreme Court, 12/5/2022. RCOG-Lawrenceville, RCOG-Snellville, and Vantage-Lawrenceville file Petition for Writ of Certiorari in the Georgia Supreme Court, 12/5/2022.

Supreme Court: Pending

2020-020 University Hospital (Columbia)

Establish a Freestanding Emergency Care Facility

Agency Decision: Approved, 7/21/2020

Appealed By: Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta ("Doctors"), 8/19/2020. AU Medical Center, Inc. ("AUMC"), 8/20/2020.

Hearing Officer: Trey Taylor, Esq.

Hearing Date: Continued until further notice

2020-023 AU Medical Center, Inc. (Richmond)

Establish a Freestanding Emergency Care Facility as a Department of AU Medical Center, Inc

Agency Decision: Approved, 7/28/2020

Appealed By: Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta ("Doctors"), 8/27/2020. University Health Services, Inc. ("University"), 9/3/2020. University McDuffie County Regional Medical Center, Inc. ("University-McDuffie"), 9/3/2020.

Hearing Officer: David C. Will, Esq.

Hearing Date: Continued until further notice

2021-008 St. Joseph's/Candler Radiation Oncology - Statesboro (Bulloch)

Establish Non-Special MegaVoltage Radiation Therapy Service – Batching

Agency Decision: Denied, 6/15/2021

Appealed By: SJC Oncology Services-Statesboro, LLC d/b/a St. Joseph's/Candler Radiation Oncology-Statesboro ("SJC-Statesboro"), 7/14/2021. Savannah Health Services, LLC d/b/a Memorial Health University Medical Center ("Memorial") filed Request to Intervene, 6/23/2021. South Georgia Center for Cancer Care, LLC ("SGCCC") filed Request to Intervene, 7/14/2021.

Hearing Officer: David C. Will, Esq.

Hearing Date: Pending

2021-010 South Georgia Center for Cancer Care (Bulloch)

Add Linear Accelerator – Batching

Agency Decision: Approved, 6/15/2021

Appealed By: Candler Hospital, Inc. ("Candler"), 7/14/2021. South Georgia Center for Cancer Care, LLC ("SGCCC") filed Request to Intervene, 7/14/2021.

Hearing Officer: David C. Will, Esq.

Hearing Date: Pending

2022-007 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth (Hall)

Offer Mobile PET/CT Service at Northside/Gainesville Imaging – Batching

Agency Decision: Approved, 6/24/2022

Appealed By: Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-Main Campus ("NGMC-Main Campus"), 7/22/2022. Northside Hospital, Inc. d/b/a Northside Hospital Forsyth ("Northside") filed Request to Intervene, 7/25/2022.

Hearing Officer: William D. Taylor, III, Esq.

Hearing Date: 12/12-16/2022, 9:00 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer affirms Department's decision to grant a CON to Northside, 4/3/2023. NGMC-Main Campus files for Commissioner Review, 5/3/2023.

Commissioner Review Decision: Pending

2022-008 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth (Gwinnett)

Offer Mobile PET/CT Service at Northside/Sugar Hill Imaging – Batching

Agency Decision: Approved, 6/24/2022

Appealed By: Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-Main Campus ("NGMC-Main Campus"), 7/22/2022. Northside Hospital, Inc. d/b/a Northside Hospital Forsyth ("Northside") filed Request to Intervene, 7/25/2022.

Hearing Officer: William D. Taylor, III, Esq.

Hearing Date: 12/12-16/2022, 9:00 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer affirms Department's decision to grant a CON to Northside, 4/3/2023. NGMC-Main Campus files for Commissioner Review, 5/3/2023.

Commissioner Review Decision: Pending

2022-024 Five Points Healthcare of GA, LLC d/b/a Aveanna Home Health (Cobb)

Expansion of Home Health Agency (Fulton, Cherokee Counties) - Batching

Agency Decision: Denied, 9/23/2022

Appealed By: Five Points Healthcare of GA, LLC d/b/a Aveanna Home Health ("Aveanna Cobb"), 10/18/2022.

Hearing Officer: David C. Will, Esq.

Hearing Date: Pending

2022-025 Five Points Healthcare of GA, LLC d/b/a Aveanna Home Health (Gwinnett)

Expansion of Home Health Agency (Clayton, Fayette, Henry, Rockdale Counties) - Batching

Agency Decision: Denied, 9/23/2022

Appealed By: Five Points Healthcare of GA, LLC d/b/a Aveanna Home Health ("Aveanna Gwinnett"), 10/18/2022.

Hearing Officer: David C. Will, Esq.

Hearing Date: Pending

Requests for DET-EQT for Diagnostic or Therapeutic Equipment

DET-EQT2023010 Piedmont Henry Hospital

Acquisition of MRI at Piedmont Henry Hospital

Request received: 2/9/2023

Contact Person: Lavinia Luca

Determination: Pending

DET-EQT2023011 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett

Temporary Acquisition of Mobile CT Scanner

Request received: 2/17/2023

Contact Person: Brian Toporek

Determination: Non-reviewable as proposed **Determination Date:** 4/19/2023

DET-EQT2023012 Northside Hospital Inc. d/b/a Northside Hospital Atlanta

Acquisition of MRI

Request received: 2/17/2023

Contact Person: Brian Toporek

Determination: Non-reviewable as proposed **Determination Date:** 4/20/2023

DET-EQT2023013 University Cancer & Blood Center, LLC

CT Scanner

Request received: 2/27/2023

Contact Person: Kathryn MT Platt

Determination: Non-reviewable as proposed **Determination Date:** 5/1/2023

DET-EQT2023014 Optim Orthopedics, LLC

Purchase Fixed MRI

Request received: 3/10/2023

Contact Person: Michele Madison

Determination: Non-reviewable as proposed **Determination Date:** 5/8/2023

DET-EQT2023015 Coliseum Medical Center d/b/a Piedmont Macon Medical Center

Acquisition of CT Scanner at Piedmont Macon Medical Center

Request received: 3/17/2023

Contact Person: Lavinia Luca

Determination: Pending

DET-EQT2023016 Reagan Medical Center, LLC

Purchase of 2016 Evo Revolution CT

Request received: 3/17/2023

Contact Person: Sabrina Boyd Carroll

Determination: Pending

DET-EQT2023017 Wellstar North Fulton Hospital, Inc. d/b/a Wellstar North Fulton Hospital

Wellstar North Fulton Hospital da Vinci Xi Purchase

Request received: 3/22/2023

Contact Person: James Satcher

Determination: Pending

DET-EQT2023018 Piedmont Walton Hospital

Mobile CT Scanner at Piedmont Walton Hospital

Request received: 4/11/2023

Contact Person: Lavinia Luca

Determination: Pending

DET-EQT2023019 Northeast Georgia Medical Center, Inc.

Purchase Robotic Surgical System

Request received: 4/21/2023

Contact Person: Linda Berger

Determination: Pending

DET-EQT2023020 Piedmont Fayette Hospital

CT Scanner Replacement

Request received: 5/1/2023

Contact Person: Lavinia Luca

Determination: Pending

DET-EQT2023021 Piedmont Mountainside Hospital

Acquisition of CT System at Piedmont Mountainside Hospital

Request received: 5/8/2023

Contact Person: Lavinia Luca

Determination: Pending

Requests for DET–ASC for Establishment of Physician-Owned Ambulatory Surgery Facilities

(Formerly: Requests for LNR for Establishment of Physician-Owned Ambulatory Surgery Facilities)

DET-ASC2023005 Surgical Services of Georgia, LLC

Establishment of Single Specialty Ambulatory Surgical Center

Site: 454 Satellite Boulevard, Suite 200, Suwanee, GA 30024

Number of OR's: 2 **Specialty:** Neurosurgery

Project costs as submitted: \$3,486,294.60

Request received: 2/28/2023

Contact Person: Joseph R. Ross

Determination: Approved

Determination Date: 5/2/2023

DET-ASC2023006 Thomas Eye Surgery Center, LLC

Establishment of Single Specialty Ambulatory Surgical Center

Site: 5995 Barfield Road, NE, Suite 200, Sandy Springs, GA 30328

Number of OR's: 4 **Specialty:** Ophthalmology

Project costs as submitted: \$0.00

Request received: 3/1/2023

Contact Person: Rebecca M. Thornhill

Determination: Pending

DET-ASC2023007 Georgia Urology, P.A.

Establishment of Single Specialty Ambulatory Surgical Center

Site: 4448 Atlanta Road, SE, Suite 305, Smyrna, GA 30080

Number of OR's: 2 **Specialty:** Urology

Project costs as submitted: \$1,685,000.00

Request received: 3/2/2023

Contact Person: Dan Fellner

Determination: Approved

Determination Date: 4/19/2023

DET-ASC2023010 Non-Surgical Orthopaedics, P.C.

Establishment of Single Specialty Ambulatory Surgical Center

Site: 335 Roseland Street, Suite 100, Marietta, GA 30060

Number of OR's: 1 **Specialty:** Physiatry

Project costs as submitted: \$0.00

Request received: 3/31/2023

Contact Person: Anthony R. Grasso

Determination: Pending

DET-ASC2023011 Athens Orthopedic Clinic Ambulatory Surgery Center - Loganville, LLC

Establishment of Single Specialty Ambulatory Surgical Center

Site: 3440 Highway 81, Suite 100, Loganville, GA 30052

Number of OR's: 3 **Specialty:** Orthopedic Surgery

Project costs as submitted: \$25,500.00

Request received: 4/14/2023

Contact Person: Victor Moldovan

Determination: Pending

DET-ASC2023012 Georgia Interventional Pain - O, LLC

Establishment of Single Specialty Ambulatory Surgical Center

Site: 1008 Druid Park Avenue, Suite 102, Augusta, GA 30904

Number of OR's: 1 **Specialty:** Pain Medicine

Project costs as submitted: \$977,925.75

Request received: 4/26/2023

Contact Person: Joseph R. Ross

Determination: Pending

Requests for Miscellaneous Letters of Determination

DET2022052 Surgery Center of Atlanta, LLC

Reduction of Indigent and Charity Care Commitment

Request received: 2/28/2022

Contact Person: Titus Duncan MD

Determination: Pending

DET2022169 Touching Lives Globally Foundation Inc

Construction of Assisted Living Community for Skilled and Unskilled Care

Request received: 8/27/2022

Contact Person: Irolda Harris

Determination: Non-reviewable as proposed **Determination Date:** 5/1/2023

DET2023005 Piedmont Newnan Hospital

Replacement of CON Approved CT Scanner at Outpatient Imaging Center

Request received: 1/13/2023

Contact Person: Lavinia Luca

Determination: Pending

DET2023010 LK Cartersville Operating, LLC

Establishment of Assisted Living Community

Request received: 1/25/2023

Contact Person: Jessica Grozine

Determination: Non-reviewable as proposed **Determination Date:** 4/25/2023

DET2023015 Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta

Addition of 4 Emergency Room Beds Dedicated to Obstetrical Patients

Request received: 2/7/2023

Contact Person: Angela Taylor

Determination: Non-reviewable as proposed **Determination Date:** 5/8/2023

DET2023016 Northside Hospital, Inc.

Replacement of CON-Approved CT Simulator

Request received: 2/7/2023

Contact Person: Brian Toporek

Determination: Pending

DET2023017 Northeast Georgia Medical Center, Inc.

CT Replacement

Request received: 2/8/2023

Contact Person: Linda Berger

Determination: Pending

DET2023018 Piedmont Atlanta Hospital, Inc. d/b/a Piedmont Atlanta Hospital

Piedmont Atlanta Hospital Dialysis Expansion

Request received: 2/14/2023

Contact Person: Lavinia Luca

Determination: Non-reviewable as proposed **Determination Date:** 4/14/2023

DET2023019 Piedmont Henry Hospital

MRI Renovation

Request received: 2/14/2023

Contact Person: Lavinia Luca

Determination: Pending

DET2023020 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta

Below Threshold Expenditures

Request received: 2/17/2023

Contact Person: Brian Toporek

Determination: Non-reviewable as proposed **Determination Date:** 4/19/2023

DET2023021 Piedmont McDuffie Regional Medical Center, Inc. d/b/a Piedmont McDuffie Hospital

Capital Expenditure Below Threshold - Mobile Pad

Request received: 2/22/2023

Contact Person: Lavinia Luca

Determination: Non-reviewable as proposed **Determination Date:** 4/25/2023

DET2023023 Improved Living - Towne Club Windermere Assisted Living, LLC

Expansion of Personal Care Home

Request received: 2/24/2023

Contact Person: Gregory Almquist

Determination: Non-reviewable as proposed **Determination Date:** 4/25/2023

DET2023025 Wellstar North Fulton Hospital, Inc. d/b/a Wellstar North Fulton Hospital

Wellstar North Fulton Hospital Addition of Shared ORs

Request received: 2/27/2023

Contact Person: James Satcher

Determination: Non-reviewable as proposed **Determination Date:** 4/28/2023

DET2023026 Hospital Authority of Ben Hill County d/b/a Dorminy Medical Center

Renovation Under the Threshold

Request received: 2/27/2023

Contact Person: Michele Madison

Determination: Non-reviewable as proposed **Determination Date:** 4/28/2023

DET2023027 DeKalb Medical Center, Inc. d/b/a Emory Hillandale Hospital

Renovate and Expand the Emergency Department

Request received: 2/28/2023

Contact Person: Jennifer Schuck

Determination: Non-reviewable as proposed **Determination Date:** 5/1/2023

DET2023028 DeKalb Medical Center, Inc. d/b/a Emory Hillandale Hospital

Renovate, Expand, and Consolidate the ICU

Request received: 2/28/2023

Contact Person: Jennifer Schuck

Determination: Non-reviewable as proposed **Determination Date:** 5/1/2023

DET2023029 CareSouth HHA Holdings of Middle Georgia, LLC

Relocation of Enhabit Home Health in Macon

Request received: 2/28/2023

Contact Person: Kathy Barrentine

Determination: Non-reviewable as proposed **Determination Date:** 5/1/2023

DET2023030 Phoebe Sumter Medical Center, Inc.

Replacement MRI

Request received: 3/1/2023

Contact Person: Christopher Kane

Determination: Pending

DET2023031 Phoebe Putney Memorial Hospital, Inc.

Replacement MRI

Request received: 3/1/2023

Contact Person: Christopher Kane

Determination: Pending

DET2023032 AU Medical Center, Inc.

Linac Replacement #1

Request received: 3/1/2023

Contact Person: Kathryn MT Platt

Determination: Non-reviewable as proposed **Determination Date:** 5/1/2023

DET2023033 AU Medical Center, Inc.

Linac Replacement #2

Request received: 3/1/2023

Contact Person: Kathryn MT Platt

Determination: Non-reviewable as proposed **Determination Date:** 5/1/2023

DET2023034 Athens Endoscopy, LLC

Endoscopy Center CON Exemption Request

Request received: 3/2/2023

Contact Person: Tandekah Scott

Determination: Non-reviewable as proposed **Determination Date:** 4/17/2023

DET2023035 United Obstetrics and Gynecology, P.C.

LNR-ASC Transfer of Stock Ownership

Request received: 3/3/2023

Contact Person: Joseph R. Ross

Determination: Pending

DET2023036 Hugh F. Smisson, III, MD

Ownership of CON Authorized Limited Purpose ASC

Request received: 3/3/2023

Contact Person: Victor Moldovan

Determination: Pending

DET2023037 Christian City Development, LLC

Renovation of Christian City Rehabilitation Center

Request received: 3/8/2023

Contact Person: Aneel Gill

Determination: Non-reviewable as proposed **Determination Date:** 5/8/2023

DET2023038 Tattnell Hospital Company d/b/a Optim Medical Center-Tattnell

Renovations and Additions to Existing Hospital Facilities

Request received: 3/8/2023

Contact Person: Joseph R Ross

Determination: Non-reviewable as proposed **Determination Date:** 5/8/2023

DET2023039 VP Milton, LLC

Increase in Capacity of Assisted Living Community

Request received: 3/9/2023

Contact Person: Alexander Foster

Determination: Pending

DET2023040 Piedmont Henry Hospital, Inc., d/b/a Piedmont Henry Hospital

Renovation of Observation Unit

Request received: 3/14/2023

Contact Person: Lavinia Luca

Determination: Non-reviewable as proposed **Determination Date:** 4/19/2023

DET2023042 Piedmont Mountainside Hospital, Inc.

Replacement of Diagnostic Cath Lab Equipment

Request received: 3/17/2023

Contact Person: Lavinia Luca

Determination: Pending

DET2023043 Diagnostic Pet, LLC

Replacement of Mobile PET/CT Unit

Request received: 3/17/2023

Contact Person: Larry Carpenter

Determination: Pending

DET2023044 Magnolia Manor, Inc.

Construction of Assisted Living Facility and Relocation of Skilled Nursing Facility

Request received: 3/21/2023

Contact Person: Mark Todd

Determination: Pending

DET2023045 West Georgia Urology Associates, P.C.

Waiver of CON ASC Determination Rules and Regulations

Request received: 3/21/2023

Contact Person: Anna Bacon Tinsley

Determination: Pending

DET2023046 Piedmont Atlanta Hospital, Inc. d/b/a Piedmont Atlanta Hospital

PAH Emergency Department Expansion

Request received: 3/24/2023

Contact Person: Lavinia Luca

Determination: Pending

DET2023047 Fayette County Nursing Home, LLC dba Southland Health and Rehabilitation

Capital Expenditure Below Threshold

Request received: 3/27/2023

Contact Person: Kim Sheffield

Determination: Pending

DET2023048 West Georgia Endoscopy Center, LLC

Capital Expenditures Below Threshold for Endoscopy Center

Request received: 3/30/2023

Contact Person: Kathlynn Butler Polvino

Determination: Pending

DET2023049 Doctors Hospital Surgery Center, L.P. d/b/a Evans Surgery Center

Expansion of Clinical Services at Multi-Specialty Ambulatory Surgical Center

Request received: 3/31/2023

Contact Person: Leslie Law Williams

Determination: Pending

DET2023050 AU Medical Center, Inc.

Development of Medical Office Building

Request received: 3/31/2023

Contact Person: Kathryn Platt

Determination: Pending

DET2023051 Kennestone Hospital, Inc. d/b/a Wellstar Kennestone Regional Medical Center

Wellstar Kennestone General Lab Renovations

Request received: 4/3/2023

Contact Person: James Satcher

Determination: Pending

DET2023052 Kennestone Hospital, Inc. d/b/a Wellstar Windy Hill Hospital

Wellstar Windy Hill Addition of Shared ORs

Request received: 4/3/2023

Contact Person: James Satcher

Determination: Pending

DET2023053 Thomas Eye Surgery Center of Fayette, LLC

Change in Participation in CMS Medicaid Program and Indigent/Charity Care Commitment

Request received: 4/5/2023

Contact Person: Rebecca M. Thornhill

Determination: Pending

DET2023054 Lenora Church Road Property - SNF, LLC

Renovation of Existing Nursing Home

Request received: 4/5/2023

Contact Person: Margaret Wheeler

Determination: Pending

DET2023055 Hospital Authority of Valdosta, Lowndes County, Georgia

Expansion of Diagnostic Cardiac Cath Laboratory

Request received: 4/7/2023

Contact Person: Michele Madison

Determination: Pending

DET2023056 Georgia Department of Veterans Service

ADA H/C Renovations - Wood Building

Request received: 4/12/2023

Contact Person: Russell Feagin

Determination: Pending

DET2023057 Fellowship Home at Meriwether

10% Increase of Bed Capacity

Request received: 4/17/2023

Contact Person: John LaHood

Determination: Pending

DET2023058 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett

Development of Cardiovascular Diagnostic Center

Request received: 4/18/2023

Contact Person: Brian Toporek

Determination: Pending

DET2023059 Phoebe Putney Memorial Hospital, Inc.

Phoebe Putney Memorial Hospital Angiography Replacement

Request received: 4/18/2023

Contact Person: Christopher Kane

Determination: Pending

DET2023060 Vest Monroe, LLC d/b/a Ridgeview Institute - Monroe

10 Percent Increase in Bed Capacity

Request received: 4/19/2023

Contact Person: Kathryn MT Platt

Determination: Pending

DET2023062 Piedmont Newnan Hospital

CT Scanner Replacement at Piedmont Newnan Hospital

Request received: 4/25/2023

Contact Person: Lavinia Luca

Determination: Pending

DET2023063 M&O ELLIJAY, LLC

Development of Medical Office Building

Request received: 4/26/2023

Contact Person: CHRISTIAN T. HAUCK

Determination: Pending

DET2023064 Greenleaf Center, LLC

10% Increase in Bed Capacity

Request received: 4/27/2023

Contact Person: Amy B. Cheng

Determination: Pending

DET2023065 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett

Below Threshold Expansion of Dialysis Department

Request received: 4/28/2023

Contact Person: Brian Toporek

Determination: Pending

DET2023066 Emory University d/b/a Emory University Hospital Midtown

Addition of 55 Medical/Surgical Beds

Request received: 5/5/2023

Contact Person: Daniel Owens

Determination: Pending

DET2023067 Floyd Healthcare Management, Inc. d/b/a Atrium Health Floyd Medical Center

Atrium Health Floyd Medical Center 2023 Therapeutic Cardiac Cath Exemption

Request received: 5/5/2023

Contact Person: Drew Dempsey

Determination: Pending

DET2023068 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital

Therapeutic Cardiac Catheterization Statutory Exemption

Request received: 5/8/2023

Contact Person: Laurie Hansen

Determination: Pending

DET2023069 Cartersville Medical Center, LLC d/b/a Piedmont Cartersville Medical Center

Annual Assessment of Therapeutic Cardiac Catheterization Exemption

Request received: 5/8/2023

Contact Person: Lavinia Luca

Determination: Pending

DET2023070 Vidalia Health Services, LLC d/b/a Memorial Health Meadows Hospital

Therapeutic Cardiac Catheterization Statutory Exemption

Request received: 5/8/2023

Contact Person: Heather Walters

Determination: Pending

DET2023071 The Medical Center, Inc. d/b/a Piedmont Columbus Regional Midtown

Therapeutic Cardiac Catheterization Statutory Exemption

Request received: 5/8/2023

Contact Person: Lavinia Luca

Determination: Pending

DET2023072 Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta

Therapeutic Cardiac Catheterization Statutory Exemption

Request received: 5/8/2023

Contact Person: Jeremy Cope

Determination: Pending

DET2023073 Cobb Hospital, Inc. d/b/a Wellstar Cobb Hospital

Wellstar Cobb Hospital Annual Therapeutic Cardiac Cath PCI Exemption

Request received: 5/8/2023

Contact Person: James Satcher

Determination: Pending

DET2023074 Douglas Hospital, Inc. d/b/a Wellstar Douglas Hospital

Wellstar Douglas Hospital Therapeutic Cardiac Cath PCI Exemption

Request received: 5/8/2023

Contact Person: James Satcher

Determination: Pending

DET2023075 Paulding Medical Center, Inc. d/b/a Wellstar Paulding Medical Center

Wellstar Paulding Medical Center Therapeutic Cardiac Cath PCI Exemption

Request received: 5/8/2023

Contact Person: James Satcher

Determination: Pending

DET2023076 Wellstar North Fulton Hospital, Inc. d/b/a Wellstar North Fulton Hospital

Wellstar North Fulton Therapeutic Cardiac Cath PCI Exemption

Request received: 5/8/2023

Contact Person: James Satcher

Determination: Pending

DET2023077 Wellstar Spalding Hospital, Inc. d/b/a Wellstar Spalding Medical Center

Wellstar Spalding Medical Center Therapeutic Cardiac Cath PCI Exemption

Request received: 5/8/2023

Contact Person: James Satcher

Determination: Pending

Requests for Extended Implementation/Effective Period

2019037 Vision Imaging Center, LLC d/b/a Vision Imaging Center

Development of a Freestanding Advanced Diagnostic Imaging Center or DTRC

Request to Extend Completion Date

Site: 2484 East Pinetree Blvd, Thomasville (Thomas)

Project Approved: 2/25/2020

Request Received: 3/30/2023

Contact: Leon Lynn, Architect (229-226-1821)

Approved Cost: \$ 3,861,894

Determination: Approved, 4/12/2023

Extended Mandatory Completion: October 30, 2023

Need Projection Analyses Posted **3/31/2023**

Current Status of Official Office of Health Planning Need Projection Analyses and Other Data Resources

[Need Projections and Maps for CON Regulated Services](#)

2027 Non-Special MRT Need Projection – Posted 12/22/2022

2027 PET Need Projection – Posted 12/22/2022

2027 Ambulatory Surgical Services Need Projection by HPA– Posted 3/31/2023

2027 Inpatient Physical Rehabilitation Need Projections – Posted 3/31/2023

2027 Neonatal Intermediate Care Bed Need Projection – Posted 3/31/2023

2027 Neonatal Intensive Care Bed Need Projection – Posted 3/31/2023

2027 Obstetric Services Bed Need Projection – Posted 3/31/2023

2025 Nursing Home Bed Need Projection – Posted 3/31/2023

2025 Home Health Agency Services Need Projection - Posted 3/31/2023

Non-Batched Need Projections

2027 Long Term Care Hospital Beds - 5/4/2022

Note: Short Stay Hospital Bed Need Projections are facility-specific and completed by DCH on an ad hoc basis upon request.

Non-Filed or Incomplete Office of Health Planning Facility Surveys

Required Annual Surveys are available to individual facilities for completion and submission to the Department at www.georgiahealthdata.info.

Indigent and Charity Care Shortfalls

Facilities with Indigent and Charity Care Commitment Shortfalls for Most Recent 3 Years (Commitment status as of (5/9/2023))

Facility Name	County	Year	Shortfall Due	Service
Apex Medical Surgery Center, LLC	Troup	2020	11,890.18	Ambulatory Surgery Center
ASC of Georgia Dermatologic Surgery Centers, LLC	FULTON	2018	6,924.20	Ambulatory Surgery Center
ASC of Georgia Dermatologic Surgery Centers, LLC	FULTON	2020	20,921.12	Ambulatory Surgery Center
Asuch Surgery Center	Cobb	2018	6,963.30	Ambulatory Surgery Center
Brookstone Ambulatory Surgery Center	Muscogee	2018	24,770.12	Ambulatory Surgery Center
Brookstone Ambulatory Surgery Center	Muscogee	2019	17,302.68	Ambulatory Surgery Center
Brookstone Ambulatory Surgery Center	Muscogee	2020	17,170.24	Ambulatory Surgery Center
Center For Spine And Pain Medicine, PC	Hall	2018	101,669.68	Ambulatory Surgery Center
Chatham Orthopaedic Surgery Center	Chatham	2018	23,869.26	Ambulatory Surgery Center
Cobblestone Surgery Center, Inc	Cobb	2020	5,803.60	Ambulatory Surgery Center
Foot & Ankle Surgery Ctr, Llc, The	MUSCOGEE	2018	6,322.74	Ambulatory Surgery Center
G.I. Endoscopy Center	CLAYTON	2018	27,806.73	Ambulatory Surgery Center
GA Urology, PA Cobb Ambulatory Surgery Center	Cobb	2018	15,443.22	Ambulatory Surgery Center
GA Urology, PA Cobb Ambulatory Surgery Center	Cobb	2019	11,678.86	Ambulatory Surgery Center
Gastro Specialists Endoscopy Center, LLC	DEKALB	2020	10,043.62	Ambulatory Surgery Center
Georgia Interventional Pain	Gwinnett	2018	61,218.12	Ambulatory Surgery Center
Georgia Urology Ambulatory Surgery Ctr Alpharetta	Forsyth	2018	17,314.92	Ambulatory Surgery Center
Georgia Urology Ambulatory Surgery Ctr Alpharetta	Forsyth	2019	18,706.26	Ambulatory Surgery Center
Northwest Ga Orthopaedic Sc	COBB	2018	654,446.86	Ambulatory Surgery Center
Piedmont Surgery Center	BIBB	2018	75.49	Ambulatory Surgery Center
Piedmont Surgery Center	BIBB	2020	21,481.58	Ambulatory Surgery Center
Ponce De Leon Surgery Center, LLC	Fulton	2018	52.82	Ambulatory Surgery Center
Premier Ambulatory Surgical Center, LLC	Cobb	2018	6,380.46	Ambulatory Surgery Center
Roswell Pain Surgical Center, LLC	Cobb	2018	38.20	Ambulatory Surgery Center
Roswell Pain Surgical Center, LLC	Cobb	2020	128.00	Ambulatory Surgery Center
Salubrious ASC	Cherokee	2020	6,847.78	Ambulatory Surgery Center
Stephen Lober Plastic Surgery	Clarke	2019	6,747.60	Ambulatory Surgery Center
Surgery Center at Cypress Pointe, LLC	Tift	2018	28,384.44	Ambulatory Surgery Center
Surgery Center of Atlanta	Fulton	2019	738,231.35	Ambulatory Surgery Center
Surgery Center of Atlanta	Fulton	2020	574,770.90	Ambulatory Surgery Center
The Graivier Center	FULTON	2020	11,457.50	Ambulatory Surgery Center

Thomas Eye Surgery Center	FULTON	2018	284,219.98	Ambulatory Surgery Center
White Oak Surgery Center	Coweta	2020	218,149.28	Ambulatory Surgery Center
Windward Surgery Center LLC	FULTON	2019	2,096.78	Ambulatory Surgery Center
Guardian Home Care of Central Georgia	Oconee	2018	14,005.19	Home Health Agency
Guardian Home Care of Central Georgia	Oconee	2019	36,925.98	Home Health Agency
Guardian Home Care of Central Georgia	Oconee	2020	37,167.55	Home Health Agency
Guardian Home Care of Northeast Georgia, LLC	Hall	2018	65,355.87	Home Health Agency
Guardian Home Care of Northeast Georgia, LLC	Hall	2019	87,009.07	Home Health Agency
Guardian Home Care of Northeast Georgia, LLC	Hall	2020	95,776.95	Home Health Agency
Guardian Home Care, LLC	Fulton	2018	214,201.47	Home Health Agency
Guardian Home Care, LLC	Fulton	2019	250,997.91	Home Health Agency
Guardian Home Care, LLC	Fulton	2020	170,668.38	Home Health Agency
Piedmont Home Health	Clarke	2019	84,390.28	Home Health Agency
Pruitt Home Health - Cumming	Forsyth	2020	14,453.66	Home Health Agency
Pruitthealth Home Health - Atlanta	Gwinnett	2020	30,141.87	Home Health Agency
Pruitthealth Home Health - Gainesville	Hall	2020	51,656.79	Home Health Agency
Central Georgia PET, LLC	Bibb	2019	5,983.45	PET Services
Piedmont Henry Radiation Oncology at Riverdale, LLC	Clayton	2019	481,172.16	Radiation Therapy

Notes: The provisions of the Provider Payment Act of 2010 exempt eligible hospitals from being required to pay shortfalls associated with CON indigent and charity care commitments while the Act is in force. Critical Access Hospitals, Psychiatric Hospitals, and State-owned hospitals are exempt from the PPA so must still pay shortfalls associated with CON commitments. If an administrative hearing has been requested to dispute a shortfall pursuant to the provisions of the Administrative Procedure Act. O.C.G.A. § 50-13-1 et seq., information will be provided at <https://dch.georgia.gov/meetings-notices> as it becomes available.

NEW CERTIFICATE OF NEED FILING REQUIREMENTS

Effective June 17, 2022, the updated Georgia CON Application Form, available at <https://dch.georgia.gov/con-applications-and-forms>, must be used to submit a request for a Certificate of Need.

Letters of Intent

O.C.G.A. § 31-6-40(b) provides that:

Any person proposing to develop or offer a new institutional health service or health care facility shall, before commencing such activity, submit a letter of intent and an application to the department and obtain a certificate of need in the manner provided in this chapter unless such activity is excluded from the scope of this chapter.

O.C.G.A. § 31-6-43(a) further provides that:

At least 30 days prior to submitting an application for a certificate of need for clinical health services, a person shall submit a letter of intent to the department. The department shall provide by rule a process for submitting letters of intent and a mechanism by which applications may be filed to compete with and be reviewed comparatively with proposals described in submitted letters of intent.

All parties interested in applying for a certificate of need for new institutional health services
MUST NOTIFY THE DEPARTMENT 30 DAYS PRIOR TO FILING AN APPLICATION
of their intent to do so. This notice must be in writing and must contain the following information:

- Name and address of legal applicant;
- Person to whom inquiries may be addressed;
- Name, address of facility, if different from legal applicant;
- Proposed Project Site Location;
- Brief summary description of proposal;
- Proposed service area; and,
- Cost of the project.

The Department will not accept any letters of intent submitted by either telephone, facsimile or e-mail pursuant to Rule 111-2-2-.06(5). **In-person filings are no longer accepted.**

All forms must be submitted electronically through the Department's website at <https://dch.georgia.gov/office-health-planning-applications-and-requests-forms-0>.

Note: No CON application will be accepted without a previously filed Letter of Intent. The CON application must be submitted no later than 30 days after the Letter of Intent has been received by the Department.

Instructions for Organization of Appendices

Appendices in the application must be separated by **dividing sheets** upon submission to the Office of Health Planning.

For Appendices with multiple documents, each document in that specific appendix must be separated by a **light-colored** dividing sheet containing the name of the document which follows the dividing sheet.

These instructions are listed on Page iv of the CON application form. Compliance with these instructions is required pursuant to Rule 111-2-2-.06(2).

Determining Completeness

Please note the completeness requirements for all applications may be found at Rule 111-2-2-.06(5). Expired, deficient, or invalid information will not be accepted as documentation for the purposes of deeming an application complete.

Batching Review

The below reviewable CON services are grouped for review into quarterly Batching Cycles. These Batching Cycles and the related services, generally, are as follows:

	Batched Service	Batching Notice	Letter of Intent	Application Deadline
FALL	Home Health, Skilled Nursing Facilities, Intermediate Care Facilities, Perinatal Service, Inpatient Rehabilitation, Ambulatory Surgery, Obstetrical Services	September	October	November
WINTER	PET, Mega Voltage Radiation Therapy, Pediatric Cath/Open Heart, Adult Open Heart, Psych/Substance Abuse, Birthing Centers	December	January	February
SPRING	Home Health, Skilled Nursing Facilities, Intermediate Care Facilities, Perinatal Service, Inpatient Rehabilitation, Ambulatory Surgery, Obstetrical Services	March	April	May
SUMMER	PET, Mega Voltage Radiation Therapy, Pediatric Cath/Open Heart, Adult Open Heart, Psych/Substance Abuse, Birthing Centers	June	July	August

Batching Notifications— *Posted 3/31/2023 on DCH Website* Spring Batching Review Cycle Notifications

The requirements for Letters of Intent associated with designated Batching Cycles will be issued at the time of publication of the Batching Notice.

Letters of Intent for services, facilities, or expenditures for which there is no specified batching cycle, or other applicable rule, may be filed at any time.

[Home Health](#)

[Skilled Nursing
Facilities/Intermediate Care Facilities](#)

[Ambulatory Surgery](#)

[Obstetrical Services](#)

[Neonatal Intensive Care](#)

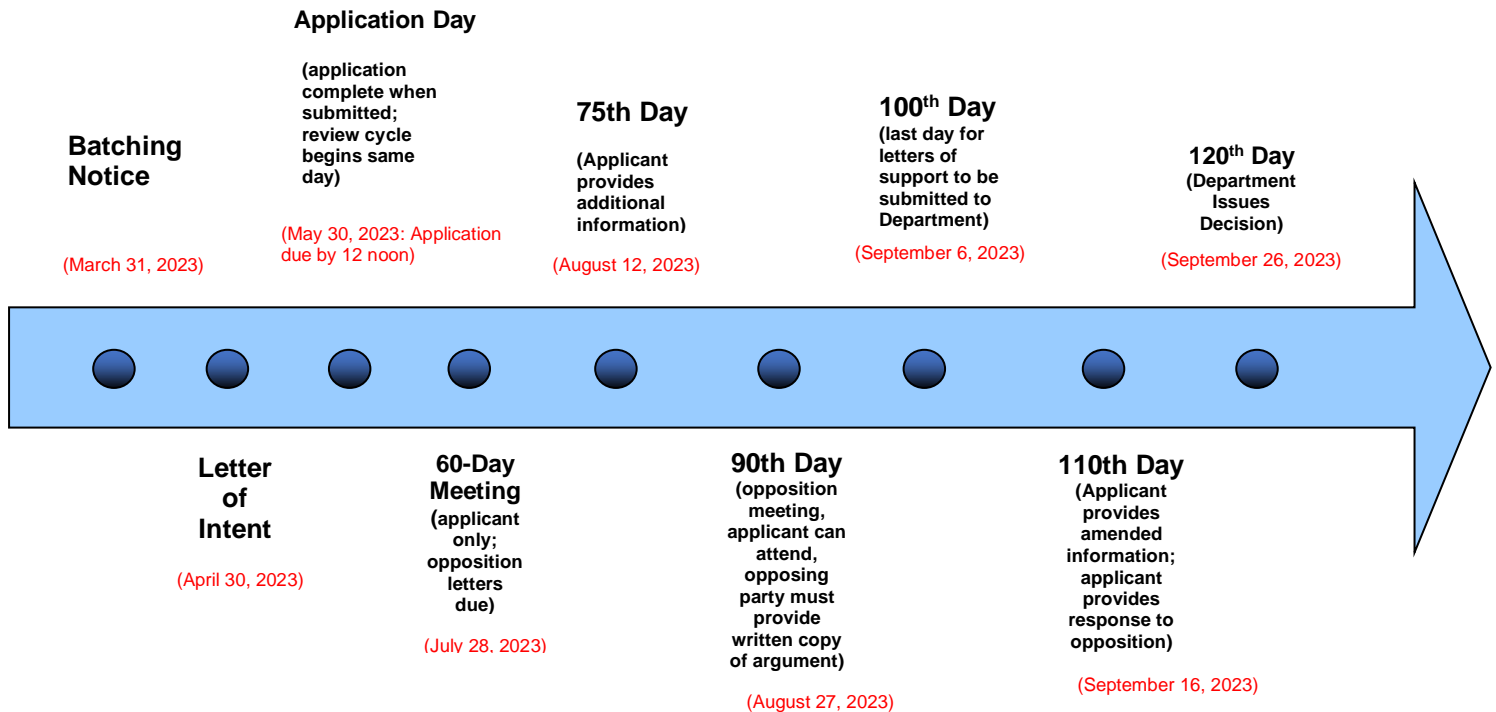
[Inpatient Rehabilitation](#)

[Neonatal Intermediate Care](#)

Need Projections can be found on the [“OHP Need Projections” Page](#)

BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

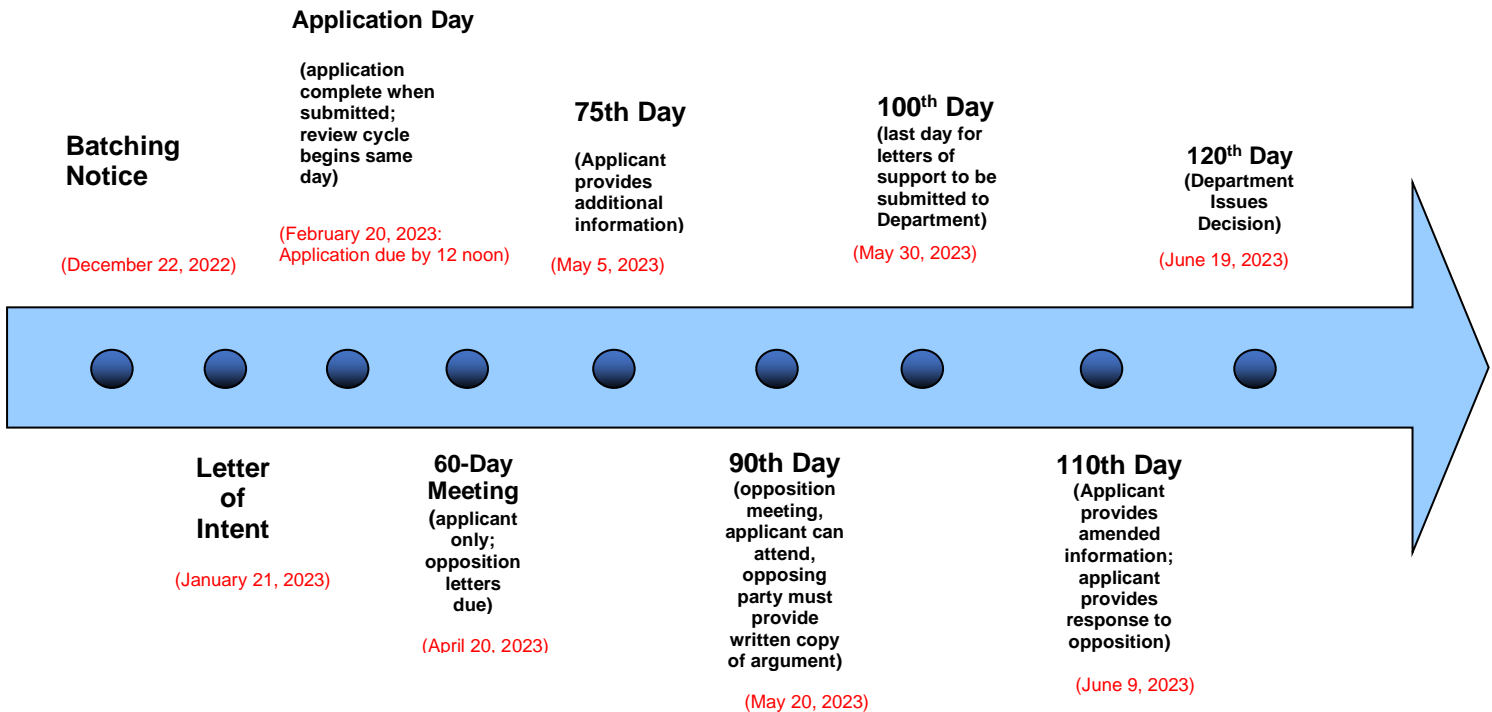
SPRING CYCLE



- ▶ Batching Notice issued 30 days before Letter of Intent Due
- ▶ Letter of Intent received by Department 30 days before application is submitted
- ▶ Applications submitted; deemed complete; review cycle begins
- ▶ 60-Day meeting (applicant only); deadline for receipt of opposition letter(s)
- ▶ 75th day – applicant provides additional information
- ▶ 90th day – Opposition Meeting(s) scheduled; applicant can be in attendance; opposing parties must submit the written statement of opposition arguments presented to the Department via the online web portal and provide a copy to the applicant; presentation time will be limited; Department reserves right to make additional inquiries subsequent to 60-day meeting and following opposition meeting
- ▶ 100th day Last day for letters of support to be submitted to the Department
- ▶ 110th day Applicant deadline for submitting amended information; applicant deadline for providing written response to opposition due to Department; applicant deadline for providing written response to Department’s inquiries subsequent to opposition meeting
- ▶ 120th day Decision issued (No discretion to extend)

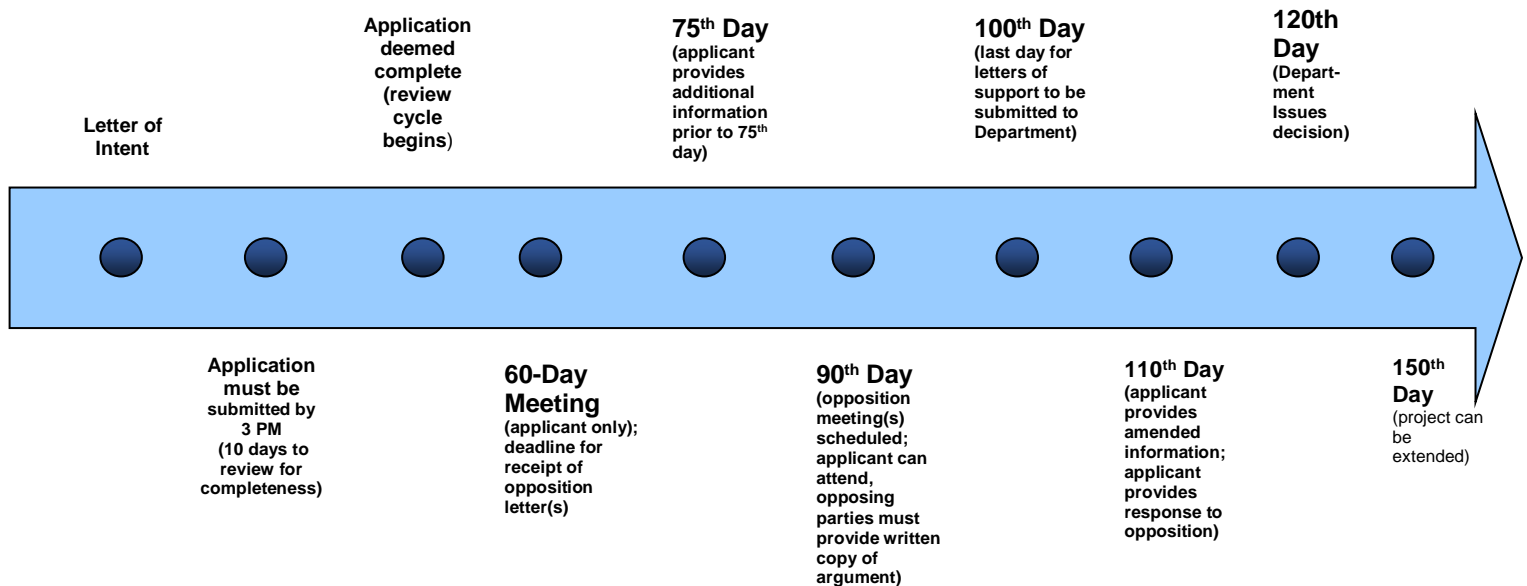
BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

WINTER CYCLE



- ▶ Batching Notice issued 30 days before Letter of Intent Due
- ▶ Letter of Intent received by Department 30 days before application is submitted
- ▶ Applications submitted; deemed complete; review cycle begins
- ▶ 60-Day meeting (applicant only); deadline for receipt of opposition letter(s)
- ▶ 75th day – applicant provides additional information
- ▶ 90th day – Opposition Meeting(s) scheduled; applicant can be in attendance; opposing parties must submit the written statement of opposition arguments presented to the Department via the online web portal and provide a copy to the applicant; presentation time will be limited; Department reserves right to make additional inquiries subsequent to 60-day meeting and following opposition meeting
- ▶ 100th day Last day for letters of support to be submitted to the Department
- ▶ 110th day Applicant deadline for submitting amended information; applicant deadline for providing written response to opposition due to Department; applicant deadline for providing written response to Department’s inquiries subsequent to opposition meeting
- ▶ 120th day Decision issued (No discretion to extend)

NON-BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES



- ▶ Letter of Intent received by Department 30 days before application is submitted
- ▶ Application submitted (10 working days to review for completeness). Applications submitted after 3:00 PM will be considered received on the next business day.
- ▶ Application deemed complete; 120-day review cycle begins
- ▶ 60-day meeting (applicant only); deadline for receipt of opposition letter(s)
- ▶ 75th day - applicant provides additional information prior to 75th day
- ▶ 90th day – Opposition Meeting(s) scheduled; applicant can be in attendance; opposing parties must submit the written statement of opposition arguments presented to the Department via the online web portal and provide a copy to the applicant; presentation time will be limited; Department reserves right to make additional inquiries subsequent to 60-day meeting and following opposition meeting
- ▶ 100th day Last day for letters of support to be submitted to the Department
- ▶ 110th day Applicant deadline for submitting amended information; applicant deadline for providing written response to opposition; applicant deadline for providing written response to Department's inquiries subsequent to opposition meeting
- ▶ 120th day Decision issued (Department has discretion to extend to 150th day)

Office of Health Planning Contact Information

Karesha Laing, Interim Executive Director, Office of Health Planning,
Georgia Department of Community Health, 2 Peachtree St., N.W., 5th Floor, Atlanta, GA 30303,
(klaing@dch.ga.gov)

For questions concerning pending Certificate of Need applications please contact Bruce
Henderson, Compliance Specialist Supervisor
(bhenderson@dch.ga.gov)

For questions concerning Health Planning surveys and indigent and charity care commitment
shortfalls please contact Steve Cappel, Data Manager
(steve.cappel@dch.ga.gov)

For all other questions or inquiries, please email OHP.Help@dch.ga.gov.

Letters of Determination

The Department will require that a determination request be submitted for any proposed activity that may be exempt under O.C.G.A. § 31-6-1 et seq. Such requests will be accepted only on the Department's form with the required filing fee of \$250.00. Requests for confirmation of the exemption for equipment below the threshold will be accepted only on the applicable form and will also require a \$250.00 filing fee. Note: Requests for confirmation of the exemptions for a single specialty ambulatory surgical center or a joint venture ambulatory surgical center below the threshold require a \$250.00 filing fee.

Requirements for Verification of Lawful Presence within the United States

The Department will no longer require information relating to this topic for Certificate of Need applications.

Periodic Reporting Requirements

From June 1, 2016 until September 15, 2016, the Department, through the Office of Health Planning, permitted facilities an opportunity to complete outstanding surveys in order to become compliant. Facilities not in compliance after the September deadline received a Notification of Deficiencies which included details regarding the outstanding surveys, where surveys could be completed, and contact information for the Department. To confirm whether your facility has an outstanding survey please contact Steve Cappel, Data Manager, at steve.cappel@dch.ga.gov. To complete a survey, please visit www.georgiahealthdata.info.

CON Thresholds become effective annually on July 1. The current and effective thresholds can be found on the CON Thresholds page: <http://dch.georgia.gov/con-thresholds>.

Special Note

The [Letters of Intent](#) section of the Tracking and Appeals Report provides the date on which the CON Application must be submitted for each potential project. If the CON application is not received on that date, the associated Letter of Intent is considered expired.

Please do not submit Letters of Opposition or Letters of Support prior to the Department's receipt of an actual Certificate of Need application.

Open Record Requests

Requests for documents or other information can be obtained using the Open Record Request form found at the following:

<https://dch.georgia.gov/divisionsoffices/office-health-planning/certificate-need-con>

The ORR Form found there should be emailed to HealthPlanningInfo@dch.ga.gov

Web Links

Please access copies of available Health Planning decisions and documents at the following web address:

<https://weblink.dch.georgia.gov/WebLink8/Browse.aspx?startid=63&dbid=1>

Please also visit <https://forms.dch.georgia.gov/HFRD/> for healthcare facility and reporting information.

LNR Conversion

As of June 1, 2016, absent the proposed undertaking of a reviewable action necessitating prior CON review and approval, the Department will no longer engage in CON review of facilities in possession of an LNR.

DET Review

Pursuant to the Department's adoption of the Facility Guidelines Institute 2018 physical plant updates on April 15, 2018, effective August 1, 2018, the Office of Health Planning will no longer engage in the review or issuance of letters of determination regarding the applicability of the CON laws to those freestanding facilities seeking to perform procedures outside of either an operating room environment or a dedicated non-sterile endoscopy room as they categorically do not meet the definition of a reviewable ambulatory surgical or obstetrical facility.

DET-ASC Requests

Effective March 14, 2022, the Ambulatory Surgical Center Determination Form available at <https://dch.georgia.gov/con-applications-and-forms> must be used to submit a request for a letter of determination for the establishment of an ambulatory surgical center (DET-ASC, formerly request for letter of non-reviewability for establishment of an ambulatory surgical center (LNR-ASC)).

CERTIFICATE OF NEED APPEAL PANEL

Appointed by Governor Brian Kemp

William C. Joy
(Reappointed on January 28, 2021)

Daniel Wright McLeod
(Chair, appointed on November 23, 2020)

William Dennis (Trey) Taylor III
(Appointed on November 23, 2020)

David C. Will
(Appointed on May 17, 2021)

Carl P. Dowling
(Appointed on February 22, 2023)

**IMPORTANT NOTICE RELATED TO EXECUTIVE ORDER NO. 12.08.22.01 REGARDING HEALTH SUPPLY CHAIN
DISRUPTION**

If your hospital received emergency approval of a project pursuant to State of Georgia Executive Order 12.08.22.01, RENEWAL OF STATE OF EMERGENCY FOR SUPPLY CHAIN DISRUPTIONS, (or any renewals thereafter), in compliance with Ga. Comp. Rules & Reg. r. 111-2-2-.07(1)(k), your hospital has ninety (90) days from the expiration of the State of Emergency to cease all services approved under this provision. The State of Emergency expired on March 11, 2023. The 90-day period ends on June 9, 2023, after which your hospital must comply with the following:

- Return to the approved and documented CON authorizations in place prior to the State of Emergency.
- Complete and submit a final report. Additional details regarding the final report will be provided.

NOTE: Expedited review and emergency approval under Ga. Comp. Rules & Reg. r. 111-2-2-.07(1)(k) is not the grant of a CON as contemplated under the State Health Planning and Development Act, O.C.G.A. § 31-6-1, et seq. A hospital that received the emergency authorization must request and receive a CON in order to continue any services offered or expenditures approved under this provision. The Department will separately review any submission of a related CON application.

Thank you for your efforts to ensure access to health care services during the State of Emergency for Supply Chain Disruptions.

IMPORTANT NOTICE RELATED TO REQUESTS FOR ADMINISTRATIVE APPEAL

Effective September 1, 2022, all requests for an initial administrative appeal hearing or to intervene in such a hearing, related documents and filings must be submitted electronically through the Office of Health Planning's web portal. The Office of Health Planning is longer accepting in-person filings. Please refer to the Notice Related to Electronic Filings below.

IMPORTANT NOTICE RELATED TO ELECTRONIC FILINGS

Effective March 31, 2022, all *Office of Health Planning* applications and requests must be submitted electronically through our web portal. We are no longer accepting in-person filings. If you need to submit a document for which a web form is currently unavailable, please timely mail your submission to:

**Department of Community Health
Office of Health Planning
2 Martin Luther King Jr. Drive SE, East Tower, 16th Floor
Atlanta, GA 30334**

The web portal may be accessed here: <https://dch.georgia.gov/office-health-planning-applications-and-requests-forms-0>

IMPORTANT NOTICE RELATED TO RECENTLY ADOPTED RULES

The following rules have been adopted by the Board of Community Health and implemented by the Georgia Secretary of State, effective March 31, 2022.

111-2-1-.01 Definitions

111-2-1-.02 Health Planning Functions of the Department

The above may be accessed here: <https://dch.georgia.gov/document/document/final-health-planning-administration-111-2-1-rules-sos/download>

The following rules have been adopted by the Board of Community Health and implemented by the Georgia Secretary of State, effective March 31, 2022.

111-2-2-.01 Definitions

111-2-2-.02 Nature of Certificate of Need

111-2-2-.03 Exemptions from Review

111-2-2-.04 Periodic Reports

111-2-2-.05 Enforcement

111-2-2-.06 Application for Certificate of Need

111-2-2-.07 Review Procedures

111-2-2-.08 Alternative Application and Review Procedures

111-2-2-.09 General Review Considerations

111-2-2-.10 Determinations

111-2-2-.11 Service-Specific Review Considerations Generally

111-2-2-.12 Reserved

111-2-2-.13 Reserved

111-2-2-.14 Reserved

111-2-2-.15 Reserved

111-2-2-.16 Reserved

111-2-2-.17 Reserved

111-2-2-.18 Reserved

111-2-2-.19 Reserved

111-2-2-.20 Specific Review Considerations for Short-Stay General Hospital Beds

111-2-2-.21 Specific Review Considerations for Adult Cardiac Catheterization Services

111-2-2-.22 Specific Review Considerations for Adult Open Heart Surgery Services

111-2-2-.23 Specific Review Considerations for Pediatric Cardiac Catheterization and Open Heart Surgery

111-2-2-.24 Specific Review Considerations for Perinatal Services

111-2-2-.25 Specific Review Considerations for Freestanding Birthing Centers

111-2-2-.26 Specific Review Considerations for Psychiatric and Substance Abuse Inpatient Programs

111-2-2-.27 Reserved

111-2-2-.28 Reserved

111-2-2-.29 Reserved

111-2-2-.30 Specific Review Considerations for Skilled Nursing and Intermediate Care Facilities

111-2-2-.31 Specific Review Considerations for Personal Care Homes

111-2-2-.32 Specific Review Considerations for Home Health Services

111-2-2-.33 Specific Review Considerations for Life Plan Community (LPC) Sheltered Nursing Facilities

111-2-2-.34 Specific Review Considerations for Traumatic Brain Injury

111-2-2-.35 Specific Review Considerations for Comprehensive Inpatient Physical Rehabilitation Services

111-2-2-.36 Specific Review Considerations for Long Term Care Hospitals

111-2-2-.37 Reserved

111-2-2-.38 Reserved

111-2-2-.39 Reserved

111-2-2-.40 Specific Review Considerations for Ambulatory Surgery Services

111-2-2-.41 Specific Review Considerations for Positron Emission Tomography Units

111-2-2-.42 Specific Review Considerations for MegaVoltage Radiation Therapy Services/Units

111-2-2-.43 Repealed

The above may be accessed here: <https://dch.georgia.gov/document/document/health-planning-certificate-need-111-2-2-rules-final-adoption-rev-v2/download>